


IN THE COMMONWEALTH COURT OF PENNSYLVANIA

Pennsylvania Department of Health, Petitioner	:	<b>CASES CONSOLIDATED</b>
	:	
	:	
v.	:	No. 84 C.D. 2023
	:	No. 129 C.D. 2023
Ed Mahon and Spotlight PA (Office of Open Records), Respondents	:	
	:	

**ORDER**

NOW, this 8<sup>th</sup> day of November, 2023, upon consideration of the parties' submissions in the Commonwealth Court's Mediation Program, as well as existing precedent of this Court, Pennsylvania Department of Health v. Mahon and Spotlight PA (Office of Open Records), 283 A.3d 929 (2022) (Mahon I), this Court reaffirms the holding in Mahon I that the Medical Marijuana Act's confidentiality provision found at 35 P.S. §10231.302(a) shall be interpreted as limited to patient-specific information. Therefore, it is hereby ORDERED that the Department of Health shall comply with the Final Determinations of the Office of Open Records in this case, dated January 3, 2023 and January 13, 2023. Releasing the data as determined by the Office of Open Records is not a violation of Section 1307(a)-(b) of the Medical Marijuana Act, 35 P.S. § 10231.101 et seq.

  
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Bonnie Brigance Leadbetter,  
President Judge Emerita